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CERTIFICATION OF FACSIMILE TRANSMISSION

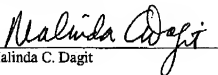
I hereby certify that the following documents in re Application of VANDER HORN, Peter B., Application No. 10/627,592, filed July 25, 2003 for METHODS OF MAKING HYBRID PROTEINS is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Communication re Notice to Comply w/COPY of 1/8/04 Transmittal Form
2. Formalities Letter, Part 2

Number of pages being transmitted, including this page: 5

Dated: January 23, 2004


Malinda C. Dagit

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By: Melinda Dagit

PATENT
Attorney Docket No.: 020130-001420US
Customer No.: 20350

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

VANDER HORN, Peter B.

Application No.: 10/627,592

Filed: July 25, 2003

For: METHODS OF MAKING HYBRID PROTEINS

Confirmation No. 2975

Examiner: Not yet assigned

Art Unit: 1646

COMMUNICATION RE NOTICE TO COMPLY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Notice to Comply dated January 13, 2004, Applicants advise that on January 8, 2004 they mailed for filing in the above application a Communication and Preliminary Amendment which included a sequence listing diskette and paper copy. A copy of the Transmittal Form for that submission is attached hereto.

If a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,

John M. Lockyer, Ph.D.
Reg. No. 44,879

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JML:mcd - 60123570 v1

PTO/SB/21 (08-03)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/627,592
		Filing Date	July 25, 2003
		First Named Inventor	Vander Horn, Peter B.
		Art Unit	1646
		Examiner Name	Not yet assigned
Total Number of Pages in This Submission	105	Attorney Docket Number	020130-001420US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply-"Communication Under 37 CFR 1.821-1.825 and Preliminary Amendment" w/Appendix A <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application - <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s)-Figure 6, 2nd Replacement Sheets (3 pages) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> (1)-Sequence Listing paper copy pages 1-87 (2)-Sequence Listing diskette (3)-Return Postcard
Remarks	The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.	

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual	Townsend and Townsend and Crew LLP Jean M. Lockyer, Ph.D.	Reg. No. 44,879
Signature		
Date	January 5, 2004	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Mallinda C. Dagit	Date	8 Jan. 2004
Signature			

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Assistant Commissioner for Patents
 P.O. Box 1810
 Alexandria, Virginia 22313-1490
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/627,592	07/25/2003	Peter B. Vander Horn	020130-001420US

CONFIRMATION NO. 2975

FORMALITIES LETTER

 "0000000011675531"

20350
 TOWNSEND AND TOWNSEND AND CREW, LLP
 TWO EMBARCADERO CENTER
 EIGHTH FLOOR
 SAN FRANCISCO, CA 94111-3834

Date Mailed: 01/13/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin2help@uspto.gov or patin3help@uspto.gov

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 Commissioner for Patents
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*A copy of this notice **MUST** be returned with the reply.*



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PART 2 - COPY TO BE RETURNED WITH RESPONSE